

**U.S. PATENT AND TRADEMARK OFFICE**

Attorney Docket No. 01052

(MBHB 03-913)

Applicant:	)	
Michael J. Justin et al.	)	
	)	Group: 1743
Serial No.: 10/695,038	)	
	)	Examiner: J. Nagpaul
Filed: October 28, 2003	)	
	)	Confirmation No. 5708
Title: Carrier for Holding Test Samples	)	

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicant wishes to make the following references and information of record in the above-identified application. The references are also listed in the PTO-1449 form enclosed herewith. It is requested that the references and information be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application. Pursuant to the office's waiver of 37 C.F.R. § 1.98 (a)(2)(i), copies of the U.S. patent documents are not enclosed. Please charge any required fees for consideration of this Statement to Deposit Account No. 13-2490.

In the judgment of the undersigned, portions of the references may be material to the examination of the pending claims. However, the references have not been reviewed

in sufficient detail to make any other representation. No representation is intended as to the relative importance of any portion of the references. This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. §§ 102 or 103.

#### CITED REFERENCES

##### U.S. Patent Documents

<u>Patent No.</u>	<u>Issue Date</u>	<u>Inventor</u>	<u>Class/ Subclass</u>
5,979,755	11-09-99	Chaya	235 383

##### Foreign Patent Documents:

1. Published Japanese Patent No. 61-011631, application of Fuji Photo Film Co. Ltd., published January 20, 1986. (Statement of Relevance i.e., Abstract, is attached.)

##### Other Documents:

1. Japanese Office Action dated December 2, 2008 in JP 2006-537972: (English language translation attached.)

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Date: March 4, 2009

By: Thomas A. Fairhall

Thomas A. Fairhall  
Reg. No. 34,591

#### CERTIFICATE OF MAILING

The undersigned hereby certifies that the foregoing **INFORMATION DISCLOSURE STATEMENT** is being deposited as First Class Mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 4<sup>th</sup> day of March 2009.

Thomas A. Fairhall  
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